



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Minutes CITY COUNCIL SPECIAL MEETING

R. Steve Tumlin, Jr., Mayor
Annette Paige Lewis, Ward 1
Griffin "Grif" L. Chalfant, Jr., Ward 2
Johnny Sinclair, Ward 3
Irvan A. "Van" Pearlberg, Ward 4
Rev. Anthony C. Coleman, Ward 5
James W. King, Ward 6
Philip M. Goldstein, Ward 7

Wednesday, April 28, 2010

5:15 AM

4th Floor Conference Room

Presiding: R. Steve Tumlin, Mayor

Present: Philip M. Goldstein, Jim King, Rev. Anthony Coleman, Johnny Sinclair, Grif Chalfant and Annette Lewis

Also Present:

William F. Bruton, Jr. City Manager

Douglas R. Haynie, City Attorney

Stephanie Guy, City Clerk

CALL TO ORDER:

Mayor R. Steve Tumlin called the meeting to order at 5:52 p.m.

BUSINESS:

20100548

Executive Session

Executive Session to discuss personnel, legal and/or real estate matters.

A motion was made in open session by Council member Lewis, seconded by Council member King, to enter an Executive Session to discuss legal matters. The motion carried by the following vote:

Vote: 6 - 0 - 0

Approved

The Executive Session was held (the Chairman's affidavit is attached hereto as Attachment A).

A motion was made in open session by Council member Goldstein, seconded by Council member King, to close the Executive Session. The motion carried by the following vote:

Vote: 6 - 0 - 0

Approved

20100545

555 Commerce Avenue

Discussion and motion(s) related to 555 Commerce Avenue.

Motion to authorize the City Attorney to take appropriate action on behalf of the City of Marietta to enforce the Settlement Agreement, Release, Covenant Not to Sue and Dismissal Agreement entered into between the City of Marietta and Waleed Jaraysi, et al. by documents dated February 19, 2009 including enforcement of the terms and conditions set forth in the Zoning Ordinance adopted by the City of Marietta dated February 25, 2009 (File Reference #20090031) passed by the City of Marietta in conjunction with the multiple settlement documents related thereto. The City Attorney is further authorized to take any other action reasonably related to the documentation executed by the parties in this matter.

The motion was made by Council member King, seconded by Council member Goldstein, that this matter be Approved. The motion carried by the following vote:

Vote: 6 - 0 - 0**Approved**

Mayor Tumlin recessed the meeting at 5:47 p.m., and reconvened at 10:28 p.m.

A motion was made in open session by Council member Goldstein, seconded by Council member King, to enter an Executive Session to discuss real estate matters. The motion carried by the following vote:

Vote: 6 - 0 - 0**Approved**

The Executive Session was held (the Chairman's affidavit is attached hereto as Attachment B).

A motion was made in open session by Council member Goldstein, seconded by Council member Lewis, to close the Executive Session. The motion carried by the following vote:

Vote: 6 - 0 - 0**Approved****ADJOURNMENT:**

The meeting was adjourned at 11:20 p.m.

Date Approved: May 28, 2010

Steve Tumlin, Mayor

Attest: _____
Stephanie Guy, City Clerk